



WILLIAM T FUJIOKA
Chief Executive Officer

County of Los Angeles CHIEF EXECUTIVE OFFICE

713 KENNETH HAHN HALL OF ADMINISTRATION
LOS ANGELES, CALIFORNIA 90012
(213) 974-1101
<http://ceo.lacounty.gov>

April 1, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS: SAN JOSE
CREEK-SOUTH SAN JOSE CREEK
PARCEL 21EX - QUITCLAIM OF EASEMENT
IN THE CITY OF POMONA
(SUPERVISORIAL DISTRICT 1)
(3 VOTES)**

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Find this project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find the easement for flood control purposes in San Jose Creek-South San Jose Creek, Parcel 21EX, to no longer be required for the purposes of the Los Angeles County-Flood Control District.
3. Authorize the quitclaim of easement to the underlying fee owners, Randy Bruce Costales and Gloria Delores Costales, as Trustees for the Costales Family Trust Deed dated December 8, 1992, for \$2,500.
4. Instruct the Chair to sign the Quitclaim of Easement and authorize delivery to the grantees.

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of this recommended action is to allow the Los Angeles County Flood Control District (LACFCD) to quitclaim its easement for flood control purposes in San Jose Creek-South San Jose Creek, Parcel 21EX, to Randy Bruce Costales and Gloria Delores Costales, as Trustees for the Costales Family Trust Deed dated December 8, 1992.

The LACFCD acquired the easement for flood control purposes for the San Jose Creek-South San Jose Creek project. Construction has been completed, and the subject parcel lies outside of the required right of way. The underlying fee owners requested this easement be quitclaimed to them.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs that we provide Fiscal Responsibility (Goal 4). The revenue from this transaction will be used for flood control purposes.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The proposed selling price of \$2,500 represents the LACFCD's minimum sales price. This amount has been paid and deposited into the Flood Control District Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

San Jose Creek-South San Jose Creek, Parcel 21EX, is located south of Pomona Boulevard between the Orange Freeway and Humane Way in the City of Pomona.

The proposed quitclaim of easement is authorized by Section 2, Paragraph 13 of the Los Angeles County Flood Control Act. This Section provides as follows: "Said Los Angeles County Flood Control District is hereby declared to be a body corporate and politic, and as such shall have power:...13. To lease, sell or dispose of any property (or any interest therein) whenever in the judgment of said board of supervisors said property, or any interest therein or part thereof, is no longer required for the purposes of said district..."

The Quitclaim of Easement has been approved by County Counsel and will be recorded.

The Honorable Board of Supervisors
April 1, 2008
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ENVIRONMENTAL DOCUMENTATION

This project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA). The project is within the class of projects which have been determined to not have a significant effect on the environment in that they meet the criteria specified in Section 15312 of the CEQA Guidelines and Class 12 of the County Environmental Document Reporting Procedures and Guidelines, Appendix G.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This transaction will eliminate the need to maintain the property and reduce the cost of LACFCD's maintenance expenses.

CONCLUSION

Please return one adopted copy of this letter and the executed original Quitclaim of Easement document to the Department of Public Works, Mapping & Property Management Division. Retain the duplicate for your files.

Respectfully submitted,



WILLIAM T FUJOKA
Chief Executive Officer

WTF:DDE
PAP:gp

Attachment

- c: Auditor-Controller (Accounting Division - Asset Management)
- County Counsel
- Department of Public Works (Fiscal)

DUPLICATE

RECORDING REQUESTED BY
AND MAIL TO:

Island Environmental Services, Inc.
Attn: Randy Costales/Joe Franco
2940 West Pomona Boulevard
Pomona, CA 91768

Document transfer tax is \$
() computed on full value of property conveyed, or
() computed on full value less value of liens and
encumbrances remaining at time of sale
LOS ANGELES COUNTY FLOOD CONTROL DISTRICT

BY _____

Space Above This Line Reserved for Recorder's Use

Assessor's Identification Number:
8707-017-018 (Portion)

QUITCLAIM OF EASEMENT

For a valuable consideration, receipt of which is hereby acknowledged, the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic, does hereby remise, release, and forever quitclaim to RANDY BRUCE COSTALES and GLORIA DELORES COSTALES, as Trustees for the Costales Family Trust dated December 8, 1992, all its right, title, and interest in and to that certain easement for flood control purposes, acquired by Deed recorded September 27, 1974, as Document No. 3442, in Book D6428, page 210, of Official Records, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, insofar and only insofar as said easement exists on the real property in the City of Pomona, County of Los Angeles, State of California, described in Exhibit A attached hereto and by this reference made a part hereof.

Dated APR 01 2008



LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,
a body corporate and politic

By Yvonne B. Burke
Chair, Board of Supervisors of the
Los Angeles County Flood Control District

(LACFCD-SEAL)

ATTEST:
SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By [Signature]
Deputy

SAN JOSE CREEK
SOUTH SAN JOSE CREEK 21EX
34-RW 70.3
I.M. 129-337
S.D. 1 M0721028

NOTE: Acknowledgment form on reverse side.

OG:bw
P:\CNR\OG\SF\SN\SE-0K21EX9507
23 of APR 1 2008

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code that authorized the use of facsimile signatures of the Chair of the Board on all papers, documents, or instruments requiring the Chair's signature.

The undersigned hereby certifies that on this 1 day of APRIL, 2008, the facsimile signature of YVONNE B. BURKE, Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, was affixed hereto as the official execution of this document. The undersigned further certifies that on this date a copy of the document was delivered to the Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.



SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By

Deputy

(LACFCD-SEAL)

APPROVED AS TO FORM

RAYMOND G. FORTNER, JR.
County Counsel

By

Deputy



APPROVED as to title and execution,

_____, 20____.

DEPARTMENT OF PUBLIC WORKS
Mapping & Property Management Division

Supervising Title Examiner

By

EXHIBIT A

SAN JOSE CREEK-
SOUTH SAN JOSE CREEK 21EX
34-RW 70.3
A.P.N. 8707-017-018 (Portion)
T.G. 640 (D2)
I.M. 129-337
S.D. 1
M0721028

LEGAL DESCRIPTION

PARCEL NO. 21EX (Quitclaim of portion of easement):

That portion of that part of Rancho San Jose, as shown on map recorded in Book 2, pages 292 and 293, of Patents, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, described as Parcel No. 21B, in deed to LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, recorded in Book D6428, page 210, of Official Records, in the office of said Registrar-Recorder/County Clerk, within a strip of land 18.00 feet wide, the southerly sideline of said strip of land being parallel with and 12.00 feet northerly, measured radially, from the following described line:

Beginning at a point in that certain curve described as being concave to the south and having a radius of 2,935.58 feet in Parcel No. 21A of said deed, a radial of said curve to said point bears North 14°31'03" West, said point also designated as Point "B" in said Parcel No. 21A; thence continuing easterly along said curve, a distance of 25.00 feet.

Containing: 453± s.f.

This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the California Business and Professions Code.

APPROVED AS TO DESCRIPTION
_____ COUNTY OF LOS ANGELES
By _____ SUPERVISING CADASTRAL ENGINEER III Mapping and Property Management Division